

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

**C.O.C.P. No.834 of 2003
Date of Decision:- 09.11.2006**

Raja Ram and another

....Petitioners

through
Mrs.Anju Arora, Advocate

vs.

Sh.Bhupinder Singh Saharan & ors.

....Respondents

through
Mr.G.S.Cheema, Sr.DAG, Punjab

CORAM:-HON'BLE MR.JUSTICE SURYA KANT.

SURYA KANT, J.

The petitioner filed C.W.P.No.4254 of 2001 which was disposed of by this Court on February 14, 2002 with a direction that “a fresh *Nishandehi* will be conducted as per the averment made by the Tehsildar after associating all concerned.”

Alleging non-compliance of the above-stated order, this contempt petition has been filed.

In response to the show cause notice, Iqbal Singh Sandhu, the then Tehsildar, Fazilka, District Ferozepur-respondent No.2 has filed an affidavit dated 1.10.2003 in which he has averred that he was never posted as Tehsildar at the time within which the directions issued by this Court were to be complied with.

In the light of the above-stated stand taken by him and on an application moved by the petitioner, Ajaib Singh Godara, Tehsildar Barnala was ordered to be impleaded as a respondent. However, notice could not be issued upon the said respondent also for want of correct address which, as

per the office report, learned counsel for the petitioner has not supplied till date.

In this view of the matter, this petition is disposed of with liberty to the petitioner to file a fresh petition, which he should do after ensuring himself that the order dated February 14, 2002 has not been complied with as yet. If the petitioner decides to file a fresh contempt petition, he shall also be obligated to identify and implead the Tehsildar concerned, who was required to comply with the above-stated order passed by this Court, within the stipulated period.

With liberty aforementioned, this petition is disposed of.

Rule discharged.

November 09, 2006
poonam

(SURYA KANT)
JUDGE